

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

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IN THE MATTER OF THE ARBITRATION BETWEEN:

DAIICHI HAWAII REAL ESTATE CORPORATION,
a Hawai'i Corporation, Lessee-Appellee,

vs.

ROWLIN L. LICHTER, LINDA MAILE HARRIS, and MARCY
FRIEDMAN as Trustees of and for MARTIN H. LICHTER
EDUCATION TRUST, Lessor-Appellants.

NO. 23285

APPEAL FROM THE CIRCUIT COURT OF THE FIRST CIRCUIT
(S.P. NO. 99-0533)

MOTION FOR RECONSIDERATION

January 20, 2004

MOON, C.J., LEVINSON, NAKAYAMA, AND DUFFY, JJ.,
AND ACOBA, J., DISSENTING

The motion for reconsideration, filed on January 9, 2004, by the lessee-appellee Daiichi Hawaii Real Estate Corporation, requesting that this court review its published opinion, filed on December 30, 2003, is hereby denied.

Justice Acoba, having dissented from the majority opinion, would grant the motion for reconsideration.

Thomas Sylvester, of
Carlsmith Ball LLP, for
the Lessee-Appellee Daiichi
Hawai'i Real Estate Corporation,
on the motion